IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

TEST. SUIT NO. 24 OF 2003

IN

TEST. PETITION NO.414 OF 2004

Ramji Devji Shah .. Deceased

Smt. Sonbai Ramji Shah .. Plaintiff

Versus

Daksha Tekchand Shah .. Caveatrix / Defendant

Ms.Yogini Gade i/b Harakchand & Co. for the Plaintiff.

Manish Shah i/b Ms. Vijaya P. Lad for the Caveatrix.

CORAM : S.K. SHAH, J.

DATED : 25.11.2004.

P.C.-

1. Parties are present along with their Counsels. They have filed the consent terms. Consent terms are taken on record and marked "X" [for identification]. Parties are agreed to the terms incorporated in the Consent Terms.

2. As per the consent terms, the caveator has withdrawn all the allegations made in the caveat and has withdrawn the caveat.

3. Consequently the suit is converted back into the Petition.

4. Probate Petition is allowed.

5. The Probate of the last Will and testament dated 1st January, 1980 of the deceased be granted to the Petitioner.

6. Petition stands disposed of.

[S.K.SHAH, J.]